

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 2.10 Ha of forest land in Yellandu Reserve Forest of Kothagudem Division for widening and up-gradation of road from PWD Road (Yellandu to Pakhal near Simhachalam Village) to Pusapalli of Yellandu Mandal under Left Wing Extremism (LWE) Scheme in Khammam District, in favour of Executive Engineer, PR Division, Khammam - **In-principle (Stage.I)** approval accorded - Orders issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

GO. Rt. No. 572

Dated:05-12-2013

Read the following:-

1. From PCCF, A.P., Hyd.Lr.Rc.No.7886/2012-F3, Dt.18-3-2012.
2. GOI, MoEF, New Delhi Lr.No.11-9/98- FC, dated. 3-1-2005.
3. GOI, MoEF, New Delhi, Lr.F.No.11-9/98-FC, dated. 11-9-2009.
4. GOI, MoEF, New Delhi, Lr.F.No.11-9/98-FC, dated.03-11-2010.
5. GOI, MoEF, New Delhi, Lr.F.No.11-9/98-FC, dated.13-5-2011.
6. GOI, MoEF, New Delhi, Lr.F.No.11-9/98-FC, dated.16-6-2011.

ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980, for diversion of 2.10 Ha of forest land in Yellandu Reserve Forest of Kothagudem Division for widening and up-gradation of road from PWD Road (Yellandu to Pakhal near Simhachalam Village) to Pusapalli of Yellandu Mandal under Left Wing Extremism (LWE) Scheme in Khammam District, in favour of Executive Engineer, Panchayat Raj Division, Khammam, and requested to accord approval in view of the guidelines issued by Government of India, Ministry of Environment & Forests, New Delhi vide letters 5th to 6th read above.

2. The proposal has been examined with reference to the guidelines issued by the Government of India, Ministry of Environment & Forests, in the references 2nd to 6th read above.

3. Government after careful examination of the proposal and in exercise of the powers delegated to State Government in the guidelines issued by Government of India, Ministry of Environment & Forests, in the references 2nd to 6th read above, hereby accord **in-principle (Stage.I)** approval for diversion of 2.10 Ha of forest land in Yellandu Reserve Forest of Kothagudem Division for widening and up-gradation of road from PWD Road (Yellandu to Pakhal near Simhachalam Village) to Pusapalli of Yellandu Mandal under Left Wing Extremism (LWE) Scheme in Khammam District, in favour of Executive Engineer, Panchayat Raj Division, Khammam, subject to the following conditions.

1. The legal status of the forest land shall remain unchanged.
2. The demarcation of the forest area proposed for diversion shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.
3. The User Agency shall pay the Net Present Value (NPV) of the diverted forest land as per the orders of the Hon'ble Supreme Court, dated:28.3.2008 and 9.5.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and as per the orders issued by Government of Andhra Pradesh vide Go.Ms.No.124 Environment, Forest, Science & Technology (For.I) Department, dated:27.7.2010.
4. Additional amount of the Net Present value (NPV) of the diverted forest land, if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be paid by the user agency. The user agency shall furnish an undertaking to this effect.

5. The funds received from the user agency towards Net Present value (NPV) under this project shall be transferred to Ad-hoc CAMPA in Account number CA-1578 of Corporation Bank, Block-II, CGO Complex, Phase-I, Lodhi Road, New Delhi – 110003.
6. The proposal shall be examined under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as per the guidelines issued by Ministry of Environment & Forests vide letter No. 11-9/1998 – FC(Pt) dated. 30-07-2009 and 03-08-2009 and requisite certificates / documents be furnished.
7. Other conditions specified in the Government of India, letters 2nd and 3rd read above shall also be complied with by Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad and user agency with which they are concerned.
8. The total forest area utilized for the project shall not exceed 2.10 ha. In case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.

4. After receipt of the compliance report of the above conditions, the proposal will be considered for final approval. Transfer of forest land to the user agency shall not be effected prior to the issue of final approval. This approval shall be valid for a period of 5 years. In the event of non compliance of the above conditions, this approval shall automatically stand revoked.

5. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, is therefore directed to take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Chief Conservator of Forests, (Central),
Government of India, Ministry of Environment & Forests, Regional office
(Southern Zone), Kendriya Sadan, Ivth Floor, E & F Wings,
17th Main Road, II Block, Koramangala, BANGALORE-560 034.

The Chief Executive Officer, (Ad-hoc CAMPA) and IGF (FC),
MoEF, Paryavaran Bhavan, CGO Complex, Lodhi Road, New Delhi-110003

The Principal Secretary, TR&B Department.

PS to Chief Secretary to Government.- for information

PS to Principal Secretary, Planning Department.

The Executive Engineer, PR Division, Bhadrachalam.

SC/SF.

// FORWARDED :: BY ORDER //

SECTION OFFICER.